

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION**

**LARRY WESTON BEARDEN,  
#326257,**

**Petitioner,**

**v.**

**DOUGLAS DRETKE, Director, Texas  
Department of Criminal Justice,  
Correctional Institutions Division,  
Respondent.**

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**3:05-CV-0769-P**

**ORDER**

After making the independent review required by 28 U.S.C. § 636(b), the Court finds that the Findings, Conclusions and Recommendation of the Magistrate Judge are correct, and they are adopted as the findings and conclusions of the Court.

IT IS, THEREFORE, ORDERED that the Findings, Conclusions and Recommendation of the Magistrate Judge are ADOPTED.

Signed this 4<sup>th</sup> day of November 2005.

  
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JORGE A. SOLIS  
UNITED STATES DISTRICT JUDGE

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION**

<b>LARRY WESTON BEARDEN,</b>	)	
<del>#326257</del> , <b>WESTON BEARDEN,</b>	)	
<b>#326257, Petitioner,</b>	)	
<b>Petitioner,</b>	)	
<b>v.</b>	)	<b>3:05-CV-0769-P</b>
<b>v.</b>	)	<b>3:05-CV-0769-P</b>
<b>DOUGLAS DRETKE, Director, Texas</b>	)	
<del>Department of Criminal Justice, Texas</del>	)	
<del>Department of Institutional Justice,</del>	)	
<b>Correctional Institution Division,</b>	)	
<b>Respondent.</b>	)	

**ORDER**  
**JUDGMENT**

After making the independent review required by 28 U.S.C. § 636(b), the Court finds that  
The Court has entered its Order Accepting the Findings, Conclusions and  
the Findings, Conclusions and Recommendation of the Magistrate Judge are correct, and they  
Recommendation of the United States Magistrate Judge in this case.  
are adopted as the findings and conclusions of the Court.

It is therefore ORDERED, ADJUDGED AND DECREED that the petition for writ of  
IT IS, THEREFORE, ORDERED that the Findings, Conclusions and Recommendation  
habeas corpus is DISMISSED for want of jurisdiction, but without prejudice to Petitioner's right  
of the Magistrate Judge are ADOPTED.

to file a motion for leave to file a second or successive petition in the United States Court of

Signed this 4<sup>th</sup> day of November 2005.  
Appeals for the Fifth Circuit pursuant to 28 U.S.C. § 2244(b)(3)(A).

Signed this 4<sup>th</sup> day of November 2005.

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JORGE A. SOLIS  
UNITED STATES DISTRICT JUDGE  
JORGE A. SOLIS  
UNITED STATES DISTRICT JUDGE